

# Exhibit Q

1 IN THE SUPERIOR COURT OF NEW JERSEY  
2 LAW DIVISION - BERGEN COUNTY  
3 CIVIL ACTION  
4 - - -  
5 KATHRYN E. CORBET and : DOCKET NO. BER-L-14589-14 MCL  
6 ERIC R. CORBET :  
7 Plaintiffs, :  
8 v. :  
9 ETHICON, INC., ETHICON : MASTER DOCKET NO.  
WOMEN'S HEALTH AND UROLGY, : BER-L-11575-14  
10 a Division of Ethicon, :  
11 Inc., GYNECARE, JOHNSON & :  
12 JOHNSON, AND JOHN DOES 1-20 :  
13 Defendants. :  
14 - - -  
15 NOVEMBER 24, 2015  
16 - - -  
17

18 Videotape deposition of NICOLE  
19 FLEISCHMANN, M.D., taken pursuant to notice, was  
20 held at the law offices of Riker Danzig Scherer  
21 Hyland & Perretti, LLP, 500 Fifth Avenue, 49th  
22 Floor, New York, New York 10110, commencing at 9:34  
23 a.m., on the above date, before Amanda Dee  
24 Maslynsky-Miller, a Certified Realtime Reporter and  
Notary Public in and for the State of New York.

25 - - -

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1                   A.           I'm not sure I understand the  
2 question.

3 Q. Do you have opinions about whether  
4 the warnings -- do you have opinions about whether  
5 the warnings for the TVTTM Retropubic are adequate  
6 or not?

7 A. Are you talking about the IFU  
8 warnings?

9 Q. Yes.

10 A. Do I have opinions about whether  
11 they're adequate?

12 Q. Yes.

13 A. My opinion is that they're adequate.

14 MR. SLATER: Move to strike.

15 BY MR. SLATER:

16 Q. My question is this: Are you  
17 intending to offer opinions in this case about the  
18 adequacy of the warnings for the TVTTM Retropubic?

19 A. Absolutely.

20 Q. Have you ever done that in any  
21 litigation before, given warning opinions?

22 A. In any litigation? No.

23 Q. When you give your opinions about  
24 whether or not the warnings for the TVTTM Retropublic  
25 are adequate, are you applying any published

1 standards for warnings?

2 A. I don't understand the question.

3 MS. KABBASH: Objection.

4 BY MR. SLATER:

5 Q. Did you consult any published  
6 standards for what information is supposed to be  
7 provided in a medical device warning like for the  
8 TVTTM Retropubic?

9 A. No.

10 MS. KABBASH: Objection.

11 BY MR. SLATER:

12 Q. Did you review testimony by witnesses  
13 from Ethicon who are responsible for making sure the  
14 warnings are adequate, to see what standards they  
15 applied, in their industry, in determining what  
16 should be warned of? Did you look at those  
17 standards?

18 A. I never looked at any testimony from  
19 Ethicon, no.

20 Q. Did you look at any internal  
21 documents from Ethicon, where they set out the  
22 standards or the criteria that they applied in  
23 determining what information needed to be in a  
24 warning such as for the TVTTM Retropubic?

25 A. I don't believe I have, no.

1 Q. When you offer your opinions as to  
2 the adequacy of the warnings, are you essentially  
3 advising us what you believe would be adequate for  
4 you in your medical practice, with your basic --  
5 with your level of experience and what you're  
6 familiar with?

7 A. Exactly, yes.

8 Q. There was some reference in your  
9 report to the patient brochure or whether or not a  
10 patient brochure was shown to Ms. -- Mrs. Corbet,  
11 right? You talked about that a little?

12 A. Yes.

13 Q. As you sit here now, am I accurate  
14 you don't know which patient brochure she actually  
15 saw?

16 A. I can't say exactly. But I know the  
17 brochure that was out at the time of her -- of her  
18 care.

19 Q. The patient brochure that was out  
20 during the time that she had her surgery in 2011, do  
21 you know if that's the patient brochure that she was  
22 shown during her deposition?

23 A. That's the one that she felt was  
24 familiar to her, in her deposition.

25 Q. This is my question -- rephrase.